1 Ford Greene California State Bar No. 107601 MAY 3 1 1994 2 HUB LAW OFFICES 711 Sir Francis Drake Boulevard 3 San Anselmo, California 94960-1949 HOWARD HANSON MARIN COUNTY CLERK Telephone: (415) 258-0360 CY C HARDING DEPT 4 Telecopier: (415) 456-5318 RECEIVED 5 Attorney for Defendant and Cross-Complainant GERALD ARMSTRONG MAY 3 1 1994 6 **HUB LAW OFFICES** 7 SUPERIOR COURT OF THE STATE OF CALIFORNIA 8 FOR THE COUNTY OF MARIN 9 10 CHURCH OF SCIENTOLOGY INTERNATIONAL,) No. 157 680 11 a California not-for-profit religious corporation, NOTICE OF MOTION AND MOTION TO COMPEL FURTHER 12 Plaintiff, INTERROGATORIES AND FOR 13 SANCTIONS; POINTS AND VS. AUTHORITIES; DECLARATION 14 OF FORD GREENE; SEPARATE GERALD ARMSTRONG; MICHAEL WALTON; STATEMENT OF FORM THE GERALD ARMSTRONG CORPORATION, 15 INTERROGATORIES AND a California for-profit RESPONSES IN DISPUTE corporation; 16 DOES 1 through 100, inclusive, 17 Date: 6/20/94 Defendants. Time: 2:30 p.m. 18 Dept: Referee Benz Trial Date: 9/29/94 19 TO INTERNATIONAL AND TO ITS ATTORNEYS OF RECORD: 20 21

PLAINTIFF AND CROSS-DEFENDANT CHURCH OF SCIENTOLOGY

PLEASE TAKE NOTICE that on June 20, 1994, at 2:30 p.m., or as soon thereafter as the matter may be heard by the discovery referee, William R. Benz located at 900 Larkspur Landing Circle, No. 185, Larkspur, California, Defendant and Cross-Complainant Gerald Armstrong will seek an Order requiring Scientology to further respond to the Form Interrogatories that are set forth more fully in the Statement of Requests and Disputed Responses.

In addition Armstrong seeks an order which awards monetary

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sanctions against plaintiff and its attorneys, the law firms of Bowles and Moxon, and Wilson, Ryan and Campolongo and against Laurie J. Bartilson and Andrew Wilson.

This motion is brought pursuant to Code of Civil procedure sections 2023, 2030 and 2033.5 and is factually predicated on plaintiff's failure to properly respond to certain Form Interrogatories and Requests for Admission propounded by Armstrong.

This motion is based upon the instant Notice, the accompanying Memorandum of Points and Authorities, Statement of Requests and Responses in Dispute, the Declaration of Ford Greene, all such corresponding documents filed in support of Armstrong's motion to compel further responses to his First Set of Requests for Admission, and all the Court's files and records in this case.

By:

DATED: May 31, 1994

HUB LAW OFFICES

FORD GREENE

Attorney for Defendant and Cross-Complainant

Cross-Complainant GERALD ARMSTRONG

PROOF OF SERVICE

I am employed in the County of Marin, State of California. I am over the age of eighteen years and am not a party to the above entitled action. My business address is 711 Sir Francis Drake Boulevard, San Anselmo, California. I served the following documents: NOTICE OF MOTION AND MOTION TO COMPEL FURTHER RESPONSES TO FORM INTERROGATORIES AND FOR SANCTIONS; SEPARATE STATEMENT OF FORM INTERROGATORIES AND RESPONSES IN DISPUTE; DECLARATION OF FORD GREENE IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO FORM INTERROGATORIES AND FOR MONETARY SANCTIONS; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO FORM INTERROGATORIES FROM PLAINTIFF

on the following person(s) on the date set forth below, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid to be placed in the United States Mail at San Anselmo, California:

14 MICHAEL WALTON, ESQ.

P.O. Box 751

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San Anselmo, CA 94979

16 Andrew Wilson, Esquire WILSON, RYAN & CAMPILONGO

17 235 Montgomery Street, Suite 450 San Francisco, California 94104

LAURIE J. BARTILSON, ESQ.

19 | Bowles & Moxon

6255 Sunset Boulevard, Suite 2000

20 Los Angeles, California 90028

[X] (By Mail)

I caused such envelope with postage thereon fully prepaid to be placed in the United States Mail at San Anselmo, California.

[X] (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

DATED: May 31, 1994

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HUB LAW OFFICES Ford Greene, Esquire 711 Sir Francis Drake Blvd. San Anselmo, CA 94960 (415) 258-0360

Page 3.

NOTICE OF MOTION TO COMPEL FURTHER RESPONSES [Form Interrogatories]